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CITY AND COUNTY OF SAN FRANCISCO

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA**

**OAKLAND DIVISION**

TAIRA DE BERNARDI, STEPHEN VAL  
KIRWAN, *et al.*,

Plaintiffs,

v.

CITY AND COUNTY OF SAN  
FRANCISCO,

Defendant.

Case No. 4:18-cv-04597-HSG (Coordinated  
with 4:18-cv-05580-HSG)

**STIPULATION AND ORDER FOR  
CONTINUANCE OF CASE  
MANAGEMENT CONFERENCE**

Date: June 11, 2019

Time: 2:00 p.m.

Ctrm.: 2 – 4th Floor

Hon. Haywood S. Gilliam, Jr.

1 Plaintiffs TAIRA DE BERNARDI, STEPHEN VAL KIRWAN, *et al.*, on behalf of  
2 themselves and all similarly situated individuals (“De Bernardi Plaintiffs”), Plaintiff ABDULLAH  
3 WAZWAZ, on behalf of himself and all similarly situated individuals (“Wazwaz Plaintiffs”), and  
4 Defendant CITY AND COUNTY OF SAN FRANCISCO (“City” or “Defendant”) (collectively the  
5 “Parties”), by and through their attorneys of record, respectfully submit this Joint Request to  
6 Continue the Case Management Conference, currently set for June 11, 2019 at 2:00 p.m. The Parties  
7 request a continuance to one of the following dates: July 23, August 6, or August 13, 2019.

8 At our last joint case management conference, the Court set the next case management  
9 conference for June 18, 2019 with the expectation that by that time, the class opt-in period would  
10 have closed for both the *De Bernardi* case and the *Wazwaz* case and thus, the Parties would have a  
11 better understanding of both the class size and the potential damages. Later, the Court moved the  
12 case management conference to June 11. A third party administrator has been selected and  
13 engaged. Both the *De Bernardi* and the *Wazwaz* opt-in periods are still open, and the close of the  
14 opt-in periods is approximately one month later than initially anticipated – *De Bernardi* is set to  
15 close on July 2 and *Wazwaz* is set to close on June 26. The De Bernardi Plaintiffs also served a set  
16 of interrogatories geared towards answering questions relative to the calculation and payment of  
17 back-pay, entitlement to liquidated damages, and other damages issues. Answers to the  
18 interrogatories are due no later than June 6.

19 Since the class opt-in periods will not close until late June/early July, because damages  
20 discovery remains outstanding, and taking schedules into account, the Parties jointly request a  
21 continuance of the case management conference to July 26, August 6 or August 13, 2019.

22 Dated: May 30, 2019

MESSING ADAM & JASMINE LLP

23  
24 By /s/ Wendi J. Berkowitz

Gregg McLean Adam

Wendi J. Berkowitz

Monique Alonso

Attorneys for Plaintiffs TAIRA DE BERNARDI,  
STEPHEN VAL KIRWAN, *et al.*

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Dated: May 30, 2019

MASTAGNI HOLSTEDT APC

By           /s/ David Mastagni            
David Mastagni  
Isaac P. Stevens  
Ian B. Sangster  
Attorneys for Plaintiffs,  
ABDULLAH WAZWAZ, *et al.*

Dated: May 30, 2019

OFFICE OF THE SAN FRANCISCO CITY ATTORNEY  
DENNIS J. HERRERA

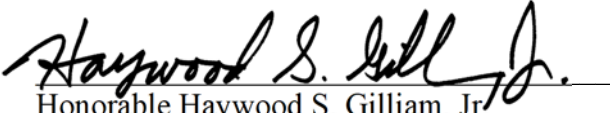
By           /s/ Boris Reznikov            
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JONATHAN YANK, Deputy City Attorney  
JOSEPH M. LAKE, Deputy City Attorneys  
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Attorneys for Defendant  
CITY AND COUNTY OF SAN FRANCISCO

1 **ORDER**

2 Pursuant to the Parties' Joint Request, and good cause appearing, the Court orders that the  
3 case management conference in the coordinated cases of *De Bernardi v. City and County of San*  
4 *Francisco* and *Wazwaz v. City and County of San Francisco*, previously set for June 11, 2019, is  
5 continued to August 6, 2019 at 2:00 p.m. The Parties are ordered to file, no later than July 30, 2019,  
6 a joint case management conference statement containing a proposed, agreed-upon discovery and  
7 pre-trial schedule for the remainder of the cases.

8 **IT IS SO ORDERED.**

9  
10 Dated: May 30, 2019

  
Honorable Haywood S. Gilliam, Jr.  
UNITED STATES DISTRICT JUDGE

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